

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Melodie Aycox v Joi Evans**

Docket No. **283663**

L.C. No. **07-718864-PH**

Donald S. Owens, Judge, acting under MCR 7.211(E)(2), orders:

The motion to waive fees is GRANTED for this case only.

The motion to show cause [the] presiding judge to produce transcripts is DENIED since neither due process nor equal protection principles, nor MCR 2.002, entitle an indigent civil litigant to a copy of transcripts at public expense. *Reist v Bay Circuit Judge*, 396 Mich 326, 359; 241 NW2d 55 (1976) (Coleman, J. concurring); *Mead v Batchlor*, 435 Mich 480, 498; 460 NW2d 493 (1990); *Wells v Department of Corrections*, 447 Mich 415, 419-420; 523 NW2d 217 (1994); *Gaffier v St Johns Hosp*, 68 Mich App 474, 477; 243 NW2d 20 (1976). See also *Hill v Michigan*, 488 F2d 609, 609-610 (1973). Within 21 days of the certification of this order, appellant shall file a court reporter's certificate showing she ordered the transcripts required by MCR 7.205(B)(4). Failure to file the requested materials within the time allotted will result in the dismissal of the appeal for failing to pursue it in accordance with the court rules.

The motion to consolidate this appeal with the delayed application filed in Docket No. 283664 is DENIED WITHOUT PREJUDICE since it is premature in view of the fact that this Court has not decided whether leave to appeal will be granted in either case.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAR 13 2008

Date

Sandra Schultz Mengel
Chief Clerk